

# LED

2017 SEP 20 AM 11:53

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CLEVELAND

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID ZERBY,

Defendant.

## INDICTMENT

# JUDGE ADAMS

CASE NO. 1:17 CR 377

Title 18, Sections 2252(a)(2),  
and 2252A(a)(5)(B), United  
States Code

COUNT 1

The Grand Jury charges:

From on or about January 27, 2015, through on or about March 3, 2015, in the Northern District of Ohio, Eastern Division, and elsewhere, the defendant, DAVID ZERBY, did knowingly receive and distribute in interstate and foreign commerce, by computer, numerous computer files, which files contained visual depictions of real minors engaged in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), in violation of Title 18, United States Code, Section 2252(a)(2).

COUNT 2

The Grand Jury further charges:

On or about February 3, 2016, in the Northern District of Ohio, Eastern Division, the defendant, DAVID ZERBY, did knowingly possess a computer that contained child pornography, as defined in Title 18, United States Code, Section 2256(8), which child pornography had been shipped and transported in interstate and foreign commerce by any means, including by computer, and which was produced using materials which had been shipped and transported in interstate or foreign commerce by any means, including by computer, and at least one image involved in the offense involved a prepubescent minor or a minor who had not attained 12 years of age, in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

A TRUE BILL.